

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
COMMITTEE OF THE WHOLE MEETING**

**A G E N D A**

**FEBRUARY 25, 2009  
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

**ROLL CALL**\_\_\_\_\_

**PLEDGE OF ALLEGIANCE**\_\_\_\_\_

**PUBLIC COMMENT ON ANY PUBLIC MATTER  
NOT ON THE AGENDA**\_\_\_\_\_

**REPORT OF THE CHAIR**\_\_\_\_\_

**SECTION I PUBLIC HEARING**

FOR THE PURPOSE OF PRESENTING INFORMATION ABOUT ON-GOING  
PLANNING EFFORTS TO UPGRADE THE CITY'S WASTEWATER  
TREATMENT PLANT. (Communication No. 09-117) **Proof of publication**

**SECTION II PRESENTATION  
COMMUNICATION NO. 09-115**

Sherm Anderson and Tim Baker, requesting time on the 2/25/09 agenda to make a  
presentation on the Beaverhead-Deer Lodge Partnership.

**SECTION III PRESENTATION  
COMMUNICATION NO. 09-120**

Jeff Amerman, Director, Finance and Budget Department, requesting time on the  
2/25/09 agenda to make a presentation on the new budget format.

**SECTION IV COMMUNICATION NO. 08-722**

Charlie O'Leary, Chairman Council of Commissioners, requesting examination of  
the ownership documents for the Storm Lake Dam Site.

**SECTION IV-A COMMUNICATION NO. 09-93**

Patsy Coates, Delinquent Property Specialist, requesting time on 3/4/09 agenda to  
conduct a bid opening for Title & Lien Search for 2009 Tax Deed Process.

**COMMUNICATION NO. 08-801**

Ellen Donohue, Attorney Montana Legal Services Association, requesting council renew the lease on the Jacobs House for six years.

## SECTION VI

**COMMUNICATION NO. 09-69**

Don Kronenberger, Commissioner District 5, regarding the issue of the “Partnership Strategy” and urging the council to re-visit their 2006 Resolution.

## SECTION VII

**COMMUNICATION NO. 09-73**

Frank Kriewald, requesting time on 2/18/09 agenda for County Commissioners from Beaverhead, Madison and Jefferson Counties and people from Butte to discuss the Beaverhead Deer Lodge National Forest Plan..

## SECTION VIII

**COMMUNICATION NO. 09-83**

Karen Byrnes, Community Development Director, requesting time on 2/18/09 agenda to conduct a public hearing regarding the addition of unanticipated revenue to the 2008-2009 budget.

## SECTION IX

**COMMUNICATION NO. 08-94**

Cindy McIlveen, Planning Specialist, requesting time on 2/11/09 agenda for a staff presentation and approval on 2/18/09 for endorsement of Comprehensive Parks, Recreation, Open Space and Trails Presentation.

## SECTION X

**COMMUNICATION NO. 09-106**

Dori Skrukrud, Greenway Service District, requesting time on 3/4/09 agenda to conduct a bid opening for Silver Bow Creek Greenway Construction.

## SECTION XI

**COMMUNICATION NO. 09-122**

Mitzi Rossillon, Board Member Butte CPR, requesting time on the 2/18/09 agenda to present request for support for Citizen's for Preservation to submit a grant from Challenge CostShares and also a letter committing to a partnership.

## ADJOURN

## **FINANCE AND BUDGET COMMITTEE MEETING 6PM COURTHOUSE COUNCIL CHAMBERS**

### **SECTION I COMMUNICATION NO. 09-66**

Marijo Mac Donald, Law Library, requesting approval of line item budget transfers.

### **SECTION II COMMUNICATION NO. 09-68**

John Moodry, Weed Department, requesting approval of line item budget transfers.

### **SECTION III COMMUNICATION NO. 09-79**

Stephen D. Hess, Acting Planning Director, requesting approval of line item budget transfers.

### **SECTION IV COMMUNICATION NO. 09-89**

Gary Keeler, Transit Director, requesting approval of line item budget transfers.

### **SECTION V COMMUNICATION NO. 09-91**

Steve Hess, Assistant Planning Director, requesting approval of line item budget transfers.

### **SECTION VI COMMUNICATION NO. 09-99**

Karen Byrnes, Director Community Development Department, requesting approval of line item budget transfers.

### **SECTION VII COMMUNICATION NO. 09-104**

Bill Melvin, Civic Center Manager, requesting approval of line item budget transfers.

### **SECTION VIII COMMUNICATION NO. 09-107**

Tim Clark, Personnel, Director, requesting approval of line item budget transfers.

### **SECTION IX COMMUNICATION NO. 09-113**

Teri Fischer, Office Manager Metro Sewer, requesting approval of line item budget transfers.

**SECTION X**

**COMMUNICATION NO. 09-121**

Phyllis Ruana, Animal Services, requesting approval of line item budget transfers.

# **JUDICIARY COMMITTEE MEETING 7PM COURTHOUSE COUNCIL CHAMBERS**

## **SECTION I**

### **COUNCIL BILL NO. 09-1 ORDINANCE NO. 09-1**

AN ORDINANCE AMENDING SECTION 4 OF THE ORDINANCE NO. 204 AND SECTION 10.40.050 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED "SPEED LIMIT;" ESTABLISHING A 35 MPH SPEED LIMIT BEGINNING AT THE INTERSECTION WITH HARRISON AVENUE AND CONTINUING WEST ALONG HOLMES AVENUE TO THE INTERSECTIONS WITH ROWE ROAD AND CONTINUING NORTHWEST ON ROWE ROAD AT 300 FEET NORTH OF THE INTERSECTION WITH LEXINGTON AVENUE, AN APPROXIMATE DISTANCE OF 1.3 MILES AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

## **SECTION II**

### **COUNCIL BILL NO. 09-2 ORDINANCE NO. 09**

AN ORDINANCE AMENDING ORDINANCE NO. 178 AND TITLE 16, CHAPTER 16.04 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC); AMENDING THE BUTTE-SILVER BOW SUBDIVISION REGULATIONS; AMENDING SECTION 10: DESIGN STANDARDS, B. LANDS UNSUITABLE FOR SUBDIVISION, F. BRIDGES AND CULVERTS, SUBSECTION 2, G. STREETS AND PRIVATE ROADS, SUBSECTIONS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 AND SECTION 11, REQUIRED IMPROVEMENTS, B. STREETS, SUBSECTION 4 STREET SURFACING, C. SIDEWALKS, SUBSECTION 1. AND SUBSECTION 5, H. TRAFFIC CONTROL DEVICES, SUBSECTION 2, K. FIRE PROTECTION, L. SPECIAL STANDARDS FOR SUBDIVISIONS PROPOSED IN AREA OF HIGH FIRE HAZARD, AND CREATION OF APPENDIX A, FIRE PROTECTION STANDARDS; PROVIDING FOR THE REPEAL OF ALL PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

## **SECTION III**

### **COUNCIL RESOLUTION NO. 09-11**

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE TO BE EXPENDED IN THE LAW

ENFORCEMENT AGENCY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN..

**SECTION IV COUNCIL RESOLUTION NO. 09-12**

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT FROM THE NATURAL RESOURCE DAMAGE PROGRAM TO BE EXPENDED IN THE COMMUNITY DEVELOPMENT FUND FOR THE PURPOSE TO CONTINUE WORK ALONG THE SILVER BOW CREEK GREENWAY AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION V COUNCIL RESOLUTION NO. 09-13**

A RESOLUTION AMENDING THE BUDGET DURING THE FISCAL YEAR AFTER CONDUCTING A PUBLIC HEARING AT A REGULARLY SCHEDULED MEETING OF THE COUNCIL OF COMMISSIONERS IN ACCORDANCE WITH SECTION 7-6-4006, MCA; APPROPRIATING UNANTICIPATED REVENUE TO THE BUTTE-SILVER BOW COMMUNITY DEVELOPMENT DEPARTMENT FROM THE ENVIRONMENTAL PROTECTION AGENCY TO BE EXPENDED IN THE COMMUNITY DEVELOPMENT FUND FOR THE PURPOSE TO PROVIDE EQUIPMENT AND FINANCIAL SUPPORT TO THE GREENHOUSE NURSERY – HARDENING FACILITY ON THE MONTANA TECH CAMPUS AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VI COUNCIL RESOLUTION NO. 09-15**

A RESOLUTION RELATING TO \$3,000,000 GENERAL OBLIGATION BONDS SERIES 2009 DETERMINING THE FORM AND DETAILS, AUTHORIZING THE EXECUTION AND DELIVERY AND LEVYING TAXES FOR THE PAYMENT THEREOF.

**SECTION VII CLAIM APPROVAL**

8414	N. J. Lynch	\$2,501.25	Redeem Tax Assg.
7193	Breane Roseboom	44.00	Refund/Client Overpd. Acct.

# **PUBLIC WORKS COMMITTEE MEETING 6:30 PM COURTHOUSE COUNCIL CHAMBERS**

## **SECTION I**

### **COMMUNICATION NO. 08-738**

Greg and Brenda Ebner, requesting Beef Trail Road and Little Basin Creek Road be striped and revised for better visibility and also speed limit signage be posted on both roads.

## **SECTION II**

### **COMMUNICATION NO. 08-747**

Cindi Shaw, Commissioner District 11, regarding request for review of traffic concerns – Caledonia Street to Western Street.

## **SECTION III**

### **PETITION NO 09-1**

John Harrington, Building Official, requesting on behalf of Wheeler Family LLC to close and vacate a portion of the alley within Block 1 of the Storey Addition and abutting the Spruce Lode Mining Claim.

## **SECTION IV**

### **PETITION NO. 09-2**

John Harrington, Building Official, requesting on behalf of Park Street Partnership, LLC to close and vacate an alley within the Lizzie Lode and the Colorado Lode.